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10/046,194RESPONSE TO EXAMINER'S ADVISORY ACTION

May 5, 2006

Dear Mr. Stashick,

After reading you comments in the advisory action dated March 6, 2006 wherein you stated that " applicants argument that the references applied are rigid and not flexible is not persuasive. Each of the references applied clearly show flexible portions ( those portions where the "folding over" occurs in the reference, typically known as a "flexible hinge".) Further, it appears applicant is arguing more than that which is claimed." Disturbingly this suggest that the examiner has not read his own office actions, does not have an understanding of the applicant subject matter, does not have an understanding of said references applied, and more pointedly, is not truly concerned with examination through deduction and reasoning in pursuit of new ideas and innovation as codified by 35-USC & 102. Moreover, the design and properties of this application antiquates the need and use of said " flexible hinge" referenced by you the same as the evolution of the cell phone eliminated the need for a wire connection, and as the jet engine eliminated the need for a propeller.

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As stated to Mr. Yo, I believe there to be a strong bias and egotism present coupled with a futile attempt to circumvent the process with office and advisory actions in your presentation.


Also as previously discussed with you, my only concern is a fair and equitable assessment of this application. No where in the code or laws concerning Patents and Trademarks is a mandatory reference made to persuading you, an examiner of anything, contrarily, it speaks precisely to entitlement, and rights, legal and otherwise, in the pursuit of Patents and the business thereof.

Consequently, it is clear that there is no logistics in the pursuit of persuading you so therefore, I now request the examiners assistance in persuading himself to moving this application forward to allowance.

Please advise when we may meet to discuss this matter in detail. I may be reached during the day by telephone at 301 440-4278.

Thank you in advance for your cooperation and prompt attention in this matter.

Sincerely,

  
Gary W. Lampkins  
10/046,164

cc: Mickey Yo  
Vandy Jamison Jr.  
attorney-at-law